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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

WESCO INSURANCE COMPANY as subrogee
of its insured NICKELS AND DIMES
INCORPORATED,

Plaintiff,

vs.

SMART INDUSTRIES CORPORATION dba
SMART INDUSTRIES CORP., MFG., an Iowa
corporation,

Defendants.

Case No.: 2:16-cv-01206-JCM-EJY

**CONSOLIDATED FOR PURPOSES OF
DISCOVERY AND TRIAL**

JENNIFER WYMAN, individually; BEAR
WYMAN, a minor, by and through his natural
parent JENNIFER WYMAN; JENNIFER
WYMAN and VIVIAN SOOF, as Joint Special
Administrators of the ESTATE OF CHARLES
WYMAN; and SARA RODRIGUEZ natural
parent and guardian ad litem of JACOB WYMAN,

Plaintiffs,

vs.

SMART INDUSTRIES CORPORATION dba
SMART INDUSTRIES CORP., MFG, an Iowa
Corporation; HI-TECH SECURITY INC, a
Nevada Corporation; WILLIAM ROSEBERRY;
BOULEVARD VENTURES, LLC, a Nevada
Corporation; DOES 1 through 10; BUSINESS
ENTITIES I through V; and ROE
CORPORATIONS 11 through 20, inclusive,

Case No.: 2:16-cv-02378-JCM-EJY

**STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR
DEFENDANT SMART TO RESPOND TO
PLAINTIFFS JENNIFER WYMAN, BEAR
WYMAN, AND THE ESTATE OF
CHARLES WYMAN'S MOTION TO
WITHDRAW ALL NEGLIGENCE BASED
CLAIMS**

AND

**STIPULATION AND ORDER FOR
EXTENSION OF TIME FOR
DEFENDANT SMART INDUSTRIES
CORPORATION'S TO FILE REPLY IN
SUPPORT OF ITS MOTION FOR
RECONSIDERATION OF THE COURT'S**

Defendants.

HI-TECH SECURTY INC; and WILLIAM
ROSEBERRY,

Third-Party Plaintiffs,

vs.

NICKELS AND DIMES INCORPORATED,

Third-Party Defendants.

**JULY 22, 2202 ORDER (ECF NO. 266)
REGARDING SPECIAL DAMAGES AND
OPPOSITION TO PLAINTIFFS'
COUNTERMOTION FOR
RECONSIDERATION OF THE COURT'S
JULY 22, 2020 ORDER(ECF NO. 226)
REGARDING SPECIAL DAMAGES**

On August 25, 2020, Plaintiffs Jennifer Wyman, Bear Wyman, and the Estate of Charles Wyman filed their Motion to Withdraw all Negligence Based Claims (ECF No. 270). Responses to said motion are currently due Sept. 8, 2020. Counsel for the Wyman Plaintiff and Defendant Smart Industries have agreed to a one week extension of time for Defendant Smart to file said response, which would make the response due on Sept. 15, 2020.

On August 18, 2020, Defendant Smart Industries filed its Motion for Reconsideration of the Court's July 22, 2020 Order (ECF No. 200) Regarding Special Damages (ECF No. 269). On Sept. 1, 2020, Plaintiff's Jennifer Wyman, Bear Wyman and the Estate of Charles Wyman filed their Opposition to Defendant Smart's Motion for Reconsideration and their Countermotion for Reconsideration (ECF No. 271). Responses to said motions are currently due Sept. 8, 2020. Counsel for the Wyman Plaintiff and Defendant Smart Industries have agreed to a one week extension of time for Defendant Smart to file its Reply in Support of its Motion for Reconsideration and Opposition to Plaintiffs' Countermotion response, which would make those due on Sept. 15, 2020.

With this Court's approval, the parties hereby agree that the deadline for Smart Industries file to above mentioned briefs, shall be extended by one week, or such other time as deemed appropriate by the Court. As such, the deadline for filing said briefs shall be Sept. 15, 2020. The parties further stipulate to a one-week extension to the deadlines for the Wyman Plaintiffs to reply to the aforementioned briefs.

This Stipulation is submitted in good faith and is not interposed for purposes of delay. This stipulation will allow defense counsel additional time to balance certain work and family demands on his time, as his child undergoes special medical care. This is the first request to extend the deadline

for filing Defendant Smart Industries' Opposition Plaintiffs Jennifer Wyman, Bear Wyman, and the Estate of Charles Wyman's Motion to Withdraw all Negligence Based Claims (ECF No. 270) and for filing Defendant Smart's Reply in Support of its Motion for Reconsideration of the Court's July 22, 2020 Order (ECF No. 200) Regarding Special Damages (ECF No. 269) and Opposition to Plaintiffs' Countermotion for Reconsideration (ECF No. 271).

Respectfully submitted,

Dated this 8th day of September, 2020,

Dated this 8th day of September, 2020,

BARRON & PRUITT, LLP

EGLT ADAMS

/s/ Joseph Meservy
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ORDER

Based upon the Stipulation of the parties hereto, and with good cause appearing therefor,

IT IS HEREBY ORDERED, that the Stipulation to Extend hereinabove is hereby Granted.

DATED September 10, 2020.


UNITED STATES DISTRICT JUDGE

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